

REMARKS

Claim 10 has been rewritten to incorporate the limitations of allowable claim 12 and thereby represents allowable claim 12 rewritten in independent form, with claims 11, 19, 20 and 21 dependent therefrom. New claim 22 represents allowable claim 14 rewritten in independent form with claims 23, 24 and 25, respectively corresponding to claims 19, 20 and 21, dependent therefrom. Accordingly, all claims are now limited to allowable subject matter and, for this reason, the rejections under 35 USC 103 appear to be moot.

The examiner's rejection of claims 19-21 under the first paragraph of 35 USC 112 is respectfully traversed. In applicants' specification, at page 18, line 24 through page 19, line 8 applicants describe a liquid food charged into the tubular packaging material 21 in a charging step followed by cutting the tubular packaging material 21 at predetermined intervals to thereby obtain containers with the containers subsequently formed into a brick-shape. Cutting is specifically taught at page 19, lines 3-5. Regarding the drawings, the examiner should bear in mind that "cutting" is a method step, not an apparatus feature susceptible to depiction in the drawings.

Finally, the objection to claim 21 as set forth in paragraph 3 of the office action is believed to be obviated by the present amendment to claim 21.

In summary, it is respectfully submitted that the captioned application is now in condition for allowance.

Respectfully submitted,

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